IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NEW YORK

MARTÍN JONATHAN BATALLA VIDAL, et al.,

Plaintiffs,

v.

No. 16-cv-4756 (NGG) (JO)

CHAD F. WOLF, et al.,

Defendants.

STATE OF NEW YORK, et al.,

Plaintiffs,

v.

No. 17-cv-5228 (NGG) (JO)

DONALD TRUMP, et al.,

Defendants.

NOTICE OF MOTION FOR PARTIAL SUMMARY JUDGMENT

PLEASE TAKE NOTICE that, upon the Memorandum of Law, dated September 11, 2020, as well as Defendants' Responses to Plaintiffs' Local Civil Rule 56.1 Statement and Defendants' Statement of Undisputed Facts, and the exhibits annexed thereto, Defendants in the above-captioned actions will move this Court before the Honorable Nicholas G. Garaufis, United States District Judge, at the United States District Court for the Eastern District of New York, located at 225 Cadman Plaza East, Brooklyn, New York 11201, at a date and time to be determined by the Court, for partial summary judgment in favor of Defendants pursuant to Fed. R. Civ. P. 56.

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court's August 24, 2020 Order, Plaintiffs' opposition papers shall be filed no later than September 25, 2020 at 12:00 p.m.

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court's August 24, 2020 Order, Defendants' reply in further support of their motion for partial summary judgment shall be filed no later than October 2, 2020 at 12:00 p.m.

Dated: September 11, 2020 Respectfully submitted,

JEFFREY BOSSERT CLARK Acting Assistant Attorney General

DAVID M. MORRELL Deputy Assistant Attorney General

SETH D. DUCHARME Acting United States Attorney

BRAD P. ROSENBERG Assistant Branch Director

/s/ Stephen M. Pezzi
GALEN N. THORP
Senior Trial Counsel
STEPHEN M. PEZZI
RACHAEL L. WESTMORELAND
Trial Attorneys
United States Department of Justice
Civil Division, Federal Programs Branch
1100 L Street NW

Washington, DC 20005 Phone: (202) 305-8576 Fax: (202) 616-8470

Email: stephen.pezzi@usdoj.gov

JOSEPH A. MARUTOLLO

Assistant U.S. Attorney United States Attorney's Office Eastern District of New York 271-A Cadman Plaza East, 7th Floor Brooklyn, NY 11201

Phone: (718) 254-6288 Fax: (718) 254-7489

Email: joseph.marutollo@usdoj.gov

Attorneys for Defendants